

BOARD ACTION

June 6, 2006

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| APPROVED | <u>Tab 1.</u> Minutes of March 28, 2006 (Regular Meeting), as presented; April 4, 2006 (Regular Meeting), as presented; April 25, 2006 (Regular Meeting), as presented; and May 2, 2006 (Regular Meeting), as presented. | WATKINS |
| APPROVED | <u>Tab 2.</u> Clerk of Courts= Consent Agenda, as follows: 1. Request to approve Contractor Bonds – New and Surety Rider, as follows: <u>New</u> 6479-06 Demetrio Martinez d/b/a Unico Irrigation, Inc. 6480-06 Clifford J. Gardiner d/b/a J & C Gardiner, Inc. d/b/a Gardiner Concrete 6481-06 Elliott M. Thomas d/b/a Elliott's A/C Service 6482-06 Greg Wooley d/b/a Wooley Brothers, Inc. 6483-06 Roger F. Hunt d/b/a C. J. Hunt Construction Co., Inc. <u>Surety Rider</u> 6479-06 Change name of Surety Company from Old Republic Surety Company to International Business & Mercantile Reassurance Company – Effective April 20, 2006 2. Request to acknowledge receipt of list of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office. 3. Monthly Distribution of Revenue Traffic/Criminal Cases, for the month ending April 30, 2006, in the amount of \$173,459.18. Same period, last year: \$146,171.63. 4. Report No. 2006-173 (April 2006), the Florida Bright Futures Scholarship Program, Operational Audit, from the State of Florida, Auditor General. 5. Comprehensive Annual Financial Report from the City of Tavares, for the year ended September 30, 2005. | WATKINS |

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| | <ol style="list-style-type: none"> 6. Report No. 2006-171 (April 2006), an Information Technology Audit of the Lake County District School Board Total Educational Resource Management System, from the Auditor General, State of Florida. 7. Central Lake Community Development District's Proposed Budget for Fiscal Year 2007, in accordance with Chapter 190.008(2)(b), Florida Statutes. 8. Pine Island Community Development District's Proposed Budget for Fiscal Year 2007, in accordance with Chapter 190.008(2)(b), Florida Statutes. The District will schedule a public hearing not less than 60 days from May 11, 2006, for adoption of same. 9. Meeting Notice – Southwest Florida Water Management District Governing Board Meeting Agenda for May 30-31, 2006, to be held at 9:00 a.m., at the Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, Florida; and Approved Minutes of the Meeting of the Governing Board, held on March 28, 2006. 10. City of Clermont, Florida, annexation Ordinance 552-M, which annexes a vacant parcel of land, contiguous to the present City boundaries, into the City limits of Clermont. Passed and ordained by the City Council of the City of Clermont, Lake County, Florida, on the 9th day of May 2006. | |
| APPROVED | <p><u>Tab 3.</u> Request from Budget for approval of the following:</p> <ol style="list-style-type: none"> 1. Budget Transfer – General Fund, Department of Public Works, Fleet Maintenance Division. Transfer \$70,000.00 from Reserve for Contingency to Improvements Other Than Buildings. Funds needed for the purchase of a jet fuel tank for the Astatula fuel site and the installation and necessary site improvements for its operation and use by the Sheriff's Office. Funds available in Reserve for Contingency. 2. Budget Transfer – General Fund, Office of Procurement Services, Document Services Division. Transfer \$41,401.00 from Operating Supplies and \$13,599.00 from Machinery and Equipment to Repair and Maintenance. Additional funds are needed to cover maintenance costs for Xerox color copies, due to actual charges for prints, per month, exceeding the budgeted amount. Funds available in Operating Supplies, due to cost for paper that the department ordered being credited to this object code. Funds available in Machinery and Equipment, as the cost of the document folder/inserters and booklet maker was less than budgeted. | FRAZIER |

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| | 3. Budget Transfer – General Fund, Department of Environmental Services. Transfer \$40,553.00 from Reserve for Contingency to Contractual Services. Funding is needed for environmental remediation projects at the following Lake County sites: Minneola Barn initial site investigation - \$6,734.00; SR 33 accident site limited environmental assessment - \$13,710.00; PEAR Park soil sampling - \$3,540.00; and PEAR Park excavation - \$16,569.00. Funds available in Reserve for Contingency. | |
| APPROVED | Tab 4. Request from Budget for approval of Resolution No. 2006-90 , which initiates the annual process for preparation of the Assessment Roll, authorizes the publication of the advertisement for the public hearing, provides direction to notice all affected parties of the proposed rates, and directs the imposition of Fire and Rescue Assessment fees for the Fiscal Year beginning October 1, 2006. | FRAZIER |
| APPROVED | Tab 5. Request from Community Services for approval to apply for Economic Development Initiative (EDI) Special Project Grant, in the amount of \$198,000.00, authorizing BCC Chair to sign and certify “Disclosure of Lobbying” form, for submission and approval for James Bannon to execute other grant related documents. | SMITH |
| APPROVED | Tab 6. Request from Community Services for approval of distribution of Byrne grant funds among local jurisdictions applying for funding; signature by Chairman on original letters of support; approval for submission of applications for the Sheriff for School Resource Officer IV and the Lake County Detention Center for Technology Improvement; and signature on grant documents including application, certificate of acceptance, EEO certifications and subsequent grant related documents. | SMITH |
| APPROVED | Tab 7. Request from Employee Services for approval of an offer to settle Nichole Forde’s claim for property damage (County vehicle accident of 4-27-06), subject to the County Attorney’s review and approval. | WALL |
| APPROVED | Tab 8. Request from Environmental Services for approval of Amendment No. 1, amending State Funds, due to unanticipated revenue and a mid-year adjustment for cash carried forward from Fiscal Year 2004-2005; Resolution No. 2006-91 , to recognize unanticipated revenue from vehicle sales; and Amendment 1, amending Local Funds, due to a mid-year adjustment. | BOWERS |

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| APPROVED | Tab 9. Request from Environmental Services for approval of Resolution No. 2006-92 , constituting the Initial Assessment Resolution relating to the Collection, Management, and Disposal of Solid Waste and Recovered Materials for Fiscal Year 2006-2007, and each fiscal year thereafter, until discontinued or changed. | BOWERS |
| APPROVED | Tab 10. Request from Growth Management for approval of a Satisfaction and Release of Fine for Thomas E. Huffstutler and Patricia Vinson, Code Enforcement Case No. 2004090010. | STRICKLIN |
| APPROVED | Tab 11. Request from Procurement Services for approval of contracts with BCI Engineers & Scientists, Inc., Inwood Consulting Engineers, Inc., and Professional Engineering Consultants, Inc., for continuing on-call stormwater engineering services; and Camp Dresser & McKee, Inc., for the Astor Flood Study, in the amount of \$144,723.00. | SCHWARTZMAN |
| APPROVED | Tab 12. Request from Procurement Services for approval to waive the bidding process and contract through the Purchase Order process with PCE and Associates on a month to month basis, for the rest of this fiscal year, in an amount not to exceed \$35,000.00, for fulfillment services and related postage costs; and approval to place advertising with the Orlando Sentinel for twenty-six advertisements, beginning June 30, 2006 and ending June 29, 2007, in the amount of \$50,000.00. | SCHWARTZMAN |
| APPROVED | Tab 13. Request from Public Safety for approval of Resolution No. 2006-93 , renaming North Libby Road to Wilson Lake Parkway, for the City of Groveland. | KAISER |
| APPROVED | Tab 14. Request from Public Works for approval to release a Letter of Credit for Performance, in the amount of \$3,168,074.00, posted for road improvements on Citrus Tower Boulevard, in conjunction with an Agreement between Lost Lake Reserve, L.C., and Lake County; and execute Resolution No. 2006-94 , accepting the following road into the County Road Maintenance System: Citrus Tower Boulevard "Part" (CR No.1350). | STIVENDER |
| APPROVED | Tab 15. Request from Public Works for approval of the final plat for Biscayne Grove, and all areas dedicated to the public, as shown on the Biscayne Grove plat; to accept a maintenance bond, in the amount of \$26,159.15; to execute a Developer's Agreement for Maintenance of Improvements between Lake County and M/I Homes of Lake County, LLC; and to execute Resolution No. 2006-95 , accepting the following road into the County Road Maintenance system: Biscayne Grove Lane (CR No. 6549D). Biscayne Grove consists of 27 lots – Commission District 4. | STIVENDER |

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| APPROVED | Tab 16. Request from Public Works for approval to release a Letter of Credit for Maintenance, in the amount of \$31,027.00, for Biscayne Heights, Phase III, which consists of 56 lots – Commission District 4. | STIVENDER |
| APPROVED | Tab 17. Request from Public Works for approval to release a Letter of Credit for Maintenance, in the amount of \$40,161.00, for Glenbrook, Phase II, which consists of 92 lots – Commission District 2. | STIVENDER |
| APPROVED | Tab 18. Request from Public Works for approval to release a Letter of Credit for Maintenance, in the amount of \$93,234.00, posted for Orange Tree, Phase IV, which consists of 100 lots – Commission District 2. | STIVENDER |
| APPROVED | Tab 19. Request from Public Works for approval to release a cash escrow, in the amount of \$1,650.00, posted for Lake Nellie Shores, which consists of 38 lots – Commission District 2. | STIVENDER |
| APPROVED | Tab 20. Request from Public Works for approval of Resolution No. 2006-96 , Facilitating the Supplemental Local Agency Program Agreement for the Reconstruction of CR-561 Paved Shoulders and Seawall Damage Caused by Hurricane Jeanne; and execution of the Supplemental Local Agency Program Agreement with the Florida Department of Transportation for the Reconstruction of CR-561 Paved Shoulders and Seawall Damage caused by Hurricane Jeanne (FDOT FPN 418576-2-58-01 and 418576-2-68-02) – Commission District 2. | STIVENDER |
| APPROVED | Tab 21. Request from Public Works for approval to purchase CD-Plus Growth Management Module for Lake County from Perconti Data Systems, Inc.; and approval to transfer the funds, in the amount of \$40,000.00, from Public Works Special Reserve Fund. | STIVENDER |
| APPROVED | Tab 23. Request from Public Works for approval of the Agreement between Lake County Board of County Commissioners and the City of Clermont, regarding Legends Way, Phase II. Legends Way is a two-lane collector road between Citrus Tower Boulevard and North Hancock Road. Phase I of the project has been completed. | STIVENDER |
| APPROVED | Tab 24. Request from Public Works for approval of Purchase Agreement with Robert E. Allison and Samuel L. Allison, for right of way; and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Lake Shore Drive (No. 1040)/Oswalt Road (No.0840)/Loghouse Road (No.0835) Intersection Project, located in Clermont. This project is located in Impact Fee Benefit District 5, Commissioner District 2. | STIVENDER |

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| APPROVED | <u>Tab 25.</u> Request from Public Works for approval of a Purchase Agreement with Kathleen L. Padgett, for right of way; and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Edwards Road (No. 7009) Project, located in the Lady Lake area, in Section 28, Township 18 South, Range 24 East. This project is located in Impact Fee Benefit District 3, Commissioner District 5. | STIVENDER |
| APPROVED | <u>Tab 26.</u> Request from Public Works for approval of a Purchase Agreement with Tony Evans, for right of way; and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Edwards Road (No.7009) Project, located in the Lady Lake area, in Section 22, Township 18 South, Range 24 East. This project is located in Impact Fee Benefit Districts 3, Commissioner District 5. | STIVENDER |
| APPROVED | <u>Tab 27.</u> Request from Public Works for approval of the Interlocal Agreement with the City of Mt. Dora, to fund final design of Lake Gertrude and Lake John Stormwater Improvements. | STIVENDER |
| APPROVED | <u>Tab 28.</u> Request from Public Works for approval to accept the final plat for Sorrento Springs, Phase 4, and all areas dedicated to the public, as shown on the Sorrento Springs, Phase 4, final plat; accept a Performance Bond, in the amount of \$286,836.76; and execute a Developer's Agreement for Construction of Improvements between Lake County and EMF Fund 1, LLC. Sorrento Springs, Phase 4, consists of 277 lots – Commission District 4. | STIVENDER |
| APPROVED | <u>Tab 29.</u> Request from Public Works for approval of additional funds, to complete the Minneola Fuel Tank Project, and the transfer of the additional funding, in the amount of \$5,205.00, from Special Reserve. | STIVENDER |
| APPROVED | <u>ADDENDUM NO. 1 – I.A.1.</u> – Request from Community Services for approval of Proclamation No. 2006-97 , recognizing June 15, 2006, as World Elder Abuse Awareness Day. | SMITH |
| APPROVED | Request from Procurement Services for approval of the contract to renovate leased property to Custom Contracting Corporation, in accordance with Quote No. 06-118, for \$27,638.89, plus \$2,362.22 for contingency. | SCHWARTZMAN |

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| PRESENTATION | <p>The Chairman presented the following Certificates and Awards:</p> <p><u>BOARD/COMMITTEE CERTIFICATE PRESENTATIONS</u></p> <p><u>Cultural Affairs Council</u></p> <p>Pat Huizing for service from 2003-2006 (Not Present) Stanley North for service from 2004-2006 Jennifer Phillips for service from 2004-2006</p> <p><u>Elder Affairs Coordinating Council</u></p> <p>Sue Tucker for service from 2003-2006 (Not Present)</p> <p><u>Historical Museum Advisory Committee</u></p> <p>Virginia Barker for service from 2003-2006 Jacquelyn Hester for service from 2000-2006 (Not Present)</p> <p><u>Parks and Recreation Advisory Board</u></p> <p>Jimmy Conner for service from 2004-2006 (Not Present)</p> <p><u>Sales Surtax Oversight Advisory Committee</u></p> <p>Shawn Hill for service from 2002-2006 (Not Present) Thomas Kelley for service from 2002-2006 (Not Present) Dan Robuck, Jr. for service from 2002-2006 (Not Present)</p> <p><u>Mt. Plymouth-Sorrento Planning Advisory Committee</u></p> <p>Tommy Hight for service from 2004-2006</p> <p><u>EMPLOYEE AWARDS</u></p> <p><u>Presentation of Award to Employees with Five Years of Service</u></p> <p>Thomas J. Schmedes, Senior Building Inspector, Growth Management/Building Services/South Lake Annex (Not Present)</p> <p>Jennifer L. Lowe, Permitting Specialist, Growth Management/Building Services/South Lake Annex (Not Present)</p> <p>David M. Sumner, Animal Control Officer, Public Safety/Animal Services (Not Present)</p> | HANSON |
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| | <p><u>Presentation of Award to Employee with Ten Years of Service</u></p> <p>Steve R. Race, Fire Captain, Public Safety/Fire Rescue (Not Present)</p> <p><u>Presentation of Award to Employee with Fifteen Years of Service</u></p> <p>Donald D. Stewart, Survey Technician II, Public Works/Engineering/Survey/Design</p> <p><u>Presentation of Award to Employee with Twenty Years of Service</u></p> <p>Roseann M. Johnson, Contracting Officer, Procurement Services</p> <p><u>Presentation of Award to Retiring Employee with 16 Years, 3 Months of Service</u></p> <p>Deann C. Schultz, Organizational Development Analyst, Employee Services</p> <p><u>Presentation of Award to Retiring Employee with 13 Years, 11 Months of Service</u></p> <p>Allan Hewitt, Water Resources Director, Environmental Services/Water Resources & Environmental Programs (Not Present)</p> | |
| PRESENTATION | <u>Tab 30.</u> Commr. Stivender presented a Proclamation declaring June 15 through 22, 2006, as Nursing Assistants' Week, to the Florida Association of Nurse Assistants, Inc., Chapter 3. | HANSON |
| APPROVED | Request from Facilities Management and selected architectural and exterior envelope for the proposed Property Appraiser/Tax Collector building. | BANNON |
| PULLED | <u>Tab 31.</u> Request from Procurement Services for approval of the contract for the Construction Manager for RSQ No.05-094 to Centex Construction, for the Renovation of the Judicial Center, Detention Center, Energy Plant, Multi-Level Parking Garage, Tax Collector, and Property Appraiser Buildings. The Pre-Construction Lump Sum Fee will be \$600,000.00, inclusive of a Document Reproduction Allowance of \$100,000.00. The final construction cost for the project will not be determined until completion of the construction documents and negotiation with Centex on the Guaranteed Maximum Price (GMP). The GMP will be brought to the BCC as an amendment to the contract, requiring BCC approval before construction. | SCHWARTZMAN |
| APPROVED | <u>Tab 22.</u> Request from Public Works for approval to cease road maintenance and remove a section of Alameda Sandra, where it intersects with Oswalt Road. | STIVENDER |

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| DISCUSSION | <p><u>Tab 32.</u> Regarding request from Public Works for direction regarding placement of a round about or cul-de-sac on Sullivan Road, due to the concerns of residents about traffic encroachment.</p> <p>Staff was directed to proceed with a design for closure of a portion of Sullivan Road, as discussed this date, to be brought back to the Board on July 11, 2006, for the Board's approval.</p> | STIVENDER |
| APPOINTED | <p><u>Tab 33.</u> Nancy Hurlbert to serve as District 4 representative on the Lake County Parks and Recreation Advisory Board, to complete an unexpired term ending May 20, 2007.</p> | HANSON |
| APPOINTED | <p><u>Tab 34.</u> Individuals to vacant positions on the WellFlorida Council Board of Directors, as follows:</p> <p><u>Lake/Consumer</u> Dr. Mary Anderson</p> <p><u>Lake/Purchaser</u> Shannon Elswick</p> | HANSON |
| APPOINTED | <p><u>Tab 35.</u> Individuals to two vacant positions on the Elder Affairs Coordinating Council, for the completion of unexpired terms, ending January 31, 2007, as follows:</p> <p><u>District 2</u> Barbara Howell</p> <p><u>District 4</u> Frances Weston</p> | HANSON |
| APPOINTED | <p><u>Tab 36.</u> One representative from County Commission District 1 and one At-Large representative to the Children's Services Council, to complete unexpired terms ending May 14, 2007, as follows:</p> <p>Dorothea Wynter Barbara Howell</p> | HANSON |
| APPOINTED | <p><u>Tab 37.</u> Individuals to two vacant positions on the Mt. Plymouth-Sorrento Planning Advisory Committee, as follows:</p> <p>Clark Morris Jeff Richardson</p> | HANSON |

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| APPROVED | Tab 38. Request from County Attorney for approval of Lease Agreement between Lake County and SDG Macerich Properties, L.P., for the Sheriff's office space at the Lake Square Mall; and approval of associated budget transfer, in the amount of \$9,450.00. | MINKOFF |
| INTRODUCTION | Ms. Carol Stricklin, Growth Management Director, introduced to the Board the new Planning Director for the Growth Management Department, Mr. Wayne Bennett. | STRICKLIN |
| FOR YOUR INFORMATION | Commr. Stivender informed the Board that it appears cities in the County are treated according to which Commissioner represents them, which concerns her, at which time she noted that the various facilities projects that are currently being proposed are major projects that will affect the entire County, they just happen to be in the City of Tavares, of which she is the District Commissioner, and she feels that said projects are not being treated the same way as projects in other cities. She stated that the point she was trying to make was how the Board, at a meeting, addresses each individual. | STIVENDER |
| FOR YOUR INFORMATION | Commr. Hanson pointed out the fact that there was a Proclamation on Addendum No. 1, under the County Manager's Consent Agenda, recognizing World Elder Abuse Awareness Day and that she felt it was something that was noteworthy. She stated that she appreciated staff putting it together. | HANSON |
| FOR YOUR INFORMATION | Commr. Hanson informed staff that she would like to bring the issue of the Shetland Trail Special Assessment back before the Board as soon as possible, for discussion, noting that it has been somewhat of a fiasco and she would like to try to find a resolution to the problem. It was noted that the Public Works Department has sent a memorandum to the County Manager's Office explaining what their plan is, with regard to Shetland Trail, and what they are recommending to the Board, for approval. | HANSON |
| FOR YOUR INFORMATION | Commr. Stivender stated that Lasher Feed, in Okahumpka, has closed its doors, after almost 50 years of helping the FFA (Future Farmers of America), 4-H programs, etc. She noted that she has staff working with some of the residents in Okahumpka, in putting together a Proclamation to be presented to the Lasher family at a later date, possibly in July of this year. | STIVENDER |
| FOR YOUR INFORMATION | Commr. Stivender informed the Board that a workshop is scheduled to be held this date at the Leesburg Community Center, regarding the Wildwood Trail and Phase II of the Tav-Lee Trail, from 4:30 p.m. to 7:30 p.m. | STIVENDER |

CITIZEN QUESTION AND COMMENT PERIOD

Mr. Roy Hunter, Northeast Lake Chamber of Commerce, addressed the Board and distributed a copy of an old newspaper article that he had cut out of the Boca Raton News, dated December 24, 1979, containing a story about the possibility of gasoline rationing in the United States, if the Iranian crisis or production cuts by oil-producing countries force it, noting that the United States has all kinds of crisis facing it, currently the gasoline crisis, due to the Iranian government. He again recommended, as he had at a previous Board Meeting, that the elderly population in the County boycott their local gasoline stations and stay home for three weeks, noting that the working class would not be able to do so, but the elderly and retired could do it. He stated that he feels it will send a message to the government that it has got to do something about the gasoline situation. He suggested that the public start the boycott July 19, 2006.

He again thanked the Board for the new Deland Express, a free bus service that currently runs from Paisley to Deland, noting that the residents of that area are trying to participate, so the ridership is increasing. He noted that he would like to see it start heading west, as well as east.

Ms. Pat Congdon, a resident of Crows Bluff, addressed the Board and thanked them for "The Smartest Card" library card campaign, however, pointed out the fact that the libraries' computers are crowded, because the school children are using the computers, now that school is out for the Summer, preventing the seniors from using them. She stated that she wanted to thank the residents of Crows Bluff and Forest Hills for repairing some of the roads in the area, at which time she displayed photographs of some of the residents doing so. She displayed some photographs of the Deland Express, alluded to earlier, as well, showing some of the ridership and signs that were made for the bus. She then questioned the status of the switches that were supposed to have been obtained for the generators for the septic system for Spring Creek Elementary and was informed that staff would check into the matter.

Mr. Chris Wagner addressed the Board and questioned the status of Dwights Road, noting that the residents have been trying to get the road paved for the last 15 years. He stated that, from what he understands, it went out for bid and is scheduled to be resurfaced by the County.

Mr. Jim Stivender, Jr., Public Works Director, informed the Board that staff is working on taking care of the problem, which will probably be near the end of this year.

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| | <p>Mr. Kenneth Johnson, Assistant Operations Manager, MV Transportation, Lake County Connection, addressed the Board, in response to some comments that Ms. Congdon made, earlier in the meeting, about the new Deland Express bus service. He stated that the service is on a trial basis for 90 days and only runs one day per week, but they are getting a good response to it.</p> | |
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